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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

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11 UNITED STATES OF AMERICA,) CR-S-04-0305 DFL
12 Plaintiff,) PRELIMINARY ORDER OF
13 v.) FORFEITURE RE PERSONAL
PROPERTY OF GEORGE GALVAN
14 GEORGE GALVAN,)
aka "Cholo",)
aka "Peperami",)
15 Defendant.)
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18 Based upon the plea agreement entered into between plaintiff
19 United States of America and defendant George Galvan, it is
20 hereby

21 ORDERED, ADJUDGED AND DECREED as follows:

22 1. Pursuant to 21 U.S.C. § 853, the following property
23 shall be condemned and forfeited to the United States of America,
24 to be disposed of according to law:

25 a. Approximately \$16,706.00 in U.S.
26 Currency seized on or about August 12,
2004.

27 2. The above-listed property constitutes or was derived
28 from gross proceeds traceable to the commission of a violation of

1 21 U.S.C. §§ 846 and 841(a)(1).

2 3. Pursuant to Rule 32.2(b), the Attorney General (or a
3 designee) shall be authorized to seize the above-described
4 property. The aforementioned property shall be seized and held
5 by the United States Marshals Service, in its secure custody and
6 control.

7 4. a. Pursuant to 21 U.S.C. § 853(n) and Local Rule
8 83-171, the United States forthwith shall publish at least once
9 for three successive weeks in the Daily Recorder (Sacramento
10 County), a newspaper of general circulation located in the county
11 in which the above-described property was seized, notice of this
12 Order, notice of the Attorney General's and/or Secretary of
13 Treasury's intent to dispose of the property in such manner as
14 the Attorney General and/or the Secretary of Treasury may direct,
15 and notice that any person, other than the defendant, having or
16 claiming a legal interest in the above-listed property must file
17 a petition with the Court within thirty (30) days of the final
18 publication of the notice or of receipt of actual notice,
19 whichever is earlier.

20 b. This notice shall state that the petition shall be
21 for a hearing to adjudicate the validity of the petitioner's
22 alleged interest in the property, shall be signed by the
23 petitioner under penalty of perjury, and shall set forth the
24 nature and extent of the petitioner's right, title or interest in
25 the property and any additional facts supporting the petitioner's
26 claim and the relief sought.

27 c. The United States may also, to the extent
28 practicable, provide direct written notice to any person known to

1 have alleged an interest in the property that is the subject of
2 the Order of forfeiture, as a substitute for published notice as
3 to those persons so notified.

4 5. If a petition is timely filed, upon adjudication of all
5 third-party interests, if any, this Court will enter a Final
6 Order of Forfeiture pursuant to 21 U.S.C. § 853 in which all
7 interests will be addressed.

8 SO ORDERED this 19 day of October, 2006.

DAVID F. LEVI